

# Judicial Branch Appropriations Bill House File 2338

Last Action:

**FINAL ACTION**

May 7, 2012

**An Act relating to appropriations to the judicial branch.**

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

Available on line at <http://www.legis.iowa.gov/LSAReports/noba.aspx>

LSA Contact: Jennifer Acton (515-281-7846)

**FUNDING SUMMARY**

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- Appropriates a total of \$162.0 million from the General Fund to the Judicial Branch for FY 2013. This is an increase of \$5.6 million compared to estimated FY 2012. Page 1, Line 3

NOTE: Total funding for FY 2013 includes the previously enacted appropriations for FY 2013 and new appropriation amounts proposed in this Bill.

**STUDIES AND INTENT LANGUAGE**

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- Prohibits the Judicial Branch from duplicating the State payroll system. Page 2, Line 3
- Requires the Judicial Branch to submit monthly financial statements to the Legislative Services Agency (LSA) and the Department of Management (DOM). Page 2, Line 9
- Requires the Judicial Branch to focus efforts on collecting delinquent fines and fees. Page 2, Line 19
- Specifies legislative intent that the Offices of the Clerks of District Court operate in all 99 counties and be accessible to the public as much as reasonably possible. Page 2, Line 22
- Requires the Judicial Branch to notify the LSA prior to any intradepartmental transfer of funds. Page 2, Line 27
- Requires the Judicial Branch to provide a semiannual report to the LSA, specifying the amount of fines, surcharges, and court costs collected using the Iowa Court Information System (ICIS). Page 2, Line 36
- Requires the Judicial Branch to report to the General Assembly by January 1, 2013, regarding the revenues and expenditures of the Enhanced Court Collections Fund and the Court Technology and Modernization Fund for FY 2012 and planned expenditures for FY 2013. Page 3, Line 1

1 3 Section 1. 2011 Iowa Acts, chapter 135, section 7, is  
1 4 amended to read as follows:

1 5 SEC. 7. JUDICIAL BRANCH.

1 6 1. There is appropriated from the general fund of the state  
1 7 to the judicial branch for the fiscal year beginning July 1,  
1 8 2012, and ending June 30, 2013, the following amount, or so  
1 9 much thereof as is necessary, to be used for the purposes  
1 10 designated:

1 11	a. For salaries of supreme court justices, appellate court
1 12	judges, district court judges, district associate judges,
1 13	judicial magistrates and staff, state court administrator,
1 14	clerk of the supreme court, district court administrators,
1 15	clerks of the district court, juvenile court officers, board of
1 16	law examiners and board of examiners of shorthand reporters and
1 17	judicial qualifications commission; receipt and disbursement
1 18	of child support payments; reimbursement of the auditor
1 19	of state for expenses incurred in completing audits of the
1 20	offices of the clerks of the district court during the fiscal
1 21	year beginning July 1, 2012; and maintenance, equipment, and
1 22	miscellaneous purposes:
1 23	..... \$ 77,055,914
1 24	..... <u>158,911,822</u>

General Fund appropriation to the Judicial Branch for operations.  
DETAIL: This is an increase of \$4,800,000 compared to estimated FY 2012 to maintain current staff.

1 25	b. For deposit in the revolving fund created pursuant
1 26	to section 602.1302, subsection 3, for jury and witness
1 27	fees, mileage, costs related to summoning jurors, fees for
1 28	interpreters, and reimbursement of attorney fees paid by the
1 29	state public defender:
2 1	..... \$ 1,150,000
2 2	..... <u>3,100,000</u>

General Fund appropriation to the Jury and Witness Fee Revolving Fund for the reimbursement of juror and witness fees, mileage, and costs.  
DETAIL: This is an increase of \$800,000 compared to estimated FY 2012.

2 3 2. The judicial branch, except for purposes of internal  
2 4 processing, shall use the current state budget system, the  
2 5 state payroll system, and the Iowa finance and accounting  
2 6 system in administration of programs and payments for services,  
2 7 and shall not duplicate the state payroll, accounting, and  
2 8 budgeting systems.

Prohibits the Judicial Branch from duplicating current State payroll, budgeting, and accounting systems, except for the implementation of an internal accounting and recordkeeping system.

2 9 3. The judicial branch shall submit monthly financial  
2 10 statements to the legislative services agency and the  
2 11 department of management containing all appropriated accounts  
2 12 in the same manner as provided in the monthly financial status  
2 13 reports and personal services usage reports of the department  
2 14 of administrative services. The monthly financial statements

Requires the Judicial Branch to submit monthly financial statements for all appropriated accounts to the Fiscal Services Division of the Legislative Services Agency (LSA) and the Department of Management (DOM). Specifies the information to be included in the financial statements.

2 15 shall include a comparison of the dollars and percentage  
 2 16 spent of budgeted versus actual revenues and expenditures on  
 2 17 a cumulative basis for full-time equivalent positions and  
 2 18 dollars.

2 19 4. The judicial branch shall focus efforts upon the  
 2 20 collection of delinquent fines, penalties, court costs, fees,  
 2 21 surcharges, or similar amounts.

2 22 5. It is the intent of the general assembly that the offices  
 2 23 of the clerks of the district court operate in all 99 counties  
 2 24 and be accessible to the public as much as is reasonably  
 2 25 possible in order to address the relative needs of the citizens  
 2 26 of each county.

2 27 6. In addition to the requirements for transfers under  
 2 28 section 8.39, the judicial branch shall not change the  
 2 29 appropriations from the amounts appropriated to the judicial  
 2 30 branch in this division of this Act, unless notice of the  
 2 31 revisions is given prior to their effective date to the  
 2 32 legislative services agency. The notice shall include  
 2 33 information on the branch's rationale for making the changes  
 2 34 and details concerning the workload and performance measures  
 2 35 upon which the changes are based.

2 36 7. The judicial branch shall submit a semiannual update  
 2 37 to the legislative services agency specifying the amounts of  
 2 38 fines, surcharges, and court costs collected using the Iowa  
 2 39 court information system since the last report. The judicial  
 2 40 branch shall continue to facilitate the sharing of vital  
 2 41 sentencing and other information with other state departments  
 2 42 and governmental agencies involved in the criminal justice  
 2 43 system through the Iowa court information system.

3 1 8. The judicial branch shall provide a report to the general  
 3 2 assembly by January 1, 2013, concerning the amounts received  
 3 3 and expended from the enhanced court collections fund created  
 3 4 in section 602.1304 and the court technology and modernization  
 3 5 fund created in section 602.8108, subsection 7, during the  
 3 6 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
 3 7 and the plans for expenditures from each fund during the fiscal  
 3 8 year beginning July 1, 2012, and ending June 30, 2013. A copy  
 3 9 of the report shall be provided to the legislative services  
 3 10 agency.

3 11 ~~9. The judicial branch is encouraged to purchase products~~  
 3 12 ~~from Iowa state industries, as defined in section 904.802, when~~

Requires the Judicial Branch to focus efforts on collecting delinquent fines and fees.

Specifies it is the intent of the General Assembly that the Judicial Branch operate Clerk of Court offices in all 99 counties and ensure the offices are accessible to the public as much as reasonably possible.

Requires the Judicial Branch to notify the LSA prior to any intradepartmental transfer of funds and specifies the contents of the notice.

Requires the Judicial Branch to provide a semiannual report to the LSA specifying the amount of fines, surcharges, and court costs collected using the Iowa Court Information System (ICIS). Requires the Judicial Branch to continue to share vital sentencing and other information with departments and government agencies involved with the criminal justice system through the ICIS.

Requires the Judicial Branch to report to the General Assembly by January 1, 2013, regarding the revenues and expenditures of the Enhanced Court Collections Fund and the Court Technology and Modernization Fund for FY 2012 and planned expenditures for FY 2013. The Judicial Branch is required to provide a copy of this report to the LSA.

Eliminates the requirement that the Judicial Branch obtain bids from Iowa State Industries for certain purchases.

3 13 ~~purchases are required and the products are available from Iowa~~  
3 14 ~~state industries. The judicial branch shall obtain bids from~~  
3 15 ~~Iowa state industries for purchases of office furniture during~~  
3 16 ~~the fiscal year beginning July 1, 2012, exceeding \$5,000.~~

## Summary Data General Fund

	Actual FY 2011 (1)	Estimated Net FY 2012 (2)	Enacted FY 2013 (3)	Final Action FY 2013 (4)	FY 2013 Total (5)	FY 2013 v. Est Net FY 2012 (6)
Justice System	\$ 150,311,822	\$ 156,411,822	\$ 78,205,911	\$ 83,805,911	\$ 162,011,822	\$ 5,600,000
<b>Grand Total</b>	<b>\$ 150,311,822</b>	<b>\$ 156,411,822</b>	<b>\$ 78,205,911</b>	<b>\$ 83,805,911</b>	<b>\$ 162,011,822</b>	<b>\$ 5,600,000</b>

## Justice System General Fund

	Actual FY 2011 (1)	Estimated Net FY 2012 (2)	Enacted FY 2013 (3)	Final Action FY 2013 (4)	FY 2013 Total (5)	FY 2013 v. Est Net FY 2012 (6)
<b>Judicial Branch</b>						
Judicial Branch	\$ 148,811,822	\$ 154,111,822	\$ 77,055,911	\$ 81,855,911	\$ 158,911,822	\$ 4,800,000
Jury & Witness	1,500,000	2,300,000	1,150,000	1,950,000	3,100,000	800,000
<b>Total Judicial Branch</b>	<b>\$ 150,311,822</b>	<b>\$ 156,411,822</b>	<b>\$ 78,205,911</b>	<b>\$ 83,805,911</b>	<b>\$ 162,011,822</b>	<b>\$ 5,600,000</b>
<b>Total Justice System</b>	<b>\$ 150,311,822</b>	<b>\$ 156,411,822</b>	<b>\$ 78,205,911</b>	<b>\$ 83,805,911</b>	<b>\$ 162,011,822</b>	<b>\$ 5,600,000</b>

## Summary Data

### FTE

	Actual FY 2011 (1)	Estimated Net FY 2012 (2)	Enacted FY 2013 (3)	Final Action FY 2013 (4)	FY 2013 Total (5)	FY 2013 v. Est Net FY 2012 (6)
Justice System	1,756.60	1,781.66	1,792.86	-11.20	1,781.66	0.00
<b>Grand Total</b>	<b>1,756.60</b>	<b>1,781.66</b>	<b>1,792.86</b>	<b>-11.20</b>	<b>1,781.66</b>	<b>0.00</b>

## Justice System FTE

	Actual FY 2011 (1)	Estimated Net FY 2012 (2)	Enacted FY 2013 (3)	Final Action FY 2013 (4)	FY 2013 Total (5)	FY 2013 v. Est Net FY 2012 (6)
<b>Judicial Branch</b>						
Judicial Branch	1,756.60	1,781.66	1,792.86	-11.20	1,781.66	0.00
<b>Total Judicial Branch</b>	<b>1,756.60</b>	<b>1,781.66</b>	<b>1,792.86</b>	<b>-11.20</b>	<b>1,781.66</b>	<b>0.00</b>
<b>Total Justice System</b>	<b>1,756.60</b>	<b>1,781.66</b>	<b>1,792.86</b>	<b>-11.20</b>	<b>1,781.66</b>	<b>0.00</b>